IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No. 2732 of 2004

Between:

S.K. Rajendran, S/o. Krishnaiah Chetty, Hindu, R/o. Thavanampally Village, Bajanagudi Street, Thavanapally Post and Mandal, Chittor District. **.....**
PETITIONER.

AND

1.The Depot Manager, A.P.S.R.T.C., Chittoor-I Depot, Chittoor, Chittoor District.
2.The Divisional Manager, A.P.S.R.T.C., Chittoor Division, Chittoor, Chittoor District.
3.The Regional Manager, A.P.S.R.T.C., Thirupathi, Chittoor District.

.....RESPONDENTS.

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the first respondent in dis-engaging the services of the petitioner as Passenger Guider/Loader from 16.12.2003 even without passing any order and even without paying retrenchment compensation in spite of the petitioner putting in 285 days continuous service while continuing the juniors of the petitioner is illegal, arbitrary and violative of Articles 14 and 16 of the Constitution of India and consequently direct the respondents to permit the petitioner to perform his duties as passenger Guide/Loader with all monitary benefits, seniority and promotion etc.

Counsel for the Petitioner: Mr.J.M.NAIDU

Counsel for the Respondents: Mr.P.VINAYAKA SWAMY,

STANDING COUNSEL FOR

APSRTC.

The Court made the following :

ORAL ORDER:

Though the petitioner has filed the writ petition to declare the action of the first respondent in disengaging his services as Passenger Guide/Loader as illegal and arbitrary and to direct the respondents to permit him to perform his duties as Passenger Guide/Loader, he is restricting his relief to the extent that his representation dated 29-5-2004 before the first respondent requesting him to consider his case for re-engaging him in preference to his juniors may be directed to be considered and disposed of.

Accordingly, without going into the merits of the case, the writ petition is disposed of directing the first respondent to consider and dispose of the representation of the petitioner dated 29-5-2004 in accordance with law within a period of six weeks from the date of receipt of a copy of this order. No order as to costs.

_____

5th August 2004. **(V.ESWARAIAH, J.)**

Note: CC in a week.

ARS

To

1.The Depot Manager, A.P.S.R.T.C., Chittoor-I Depot, Chittor, Chittor District.
2.The Divisional Manager, A.P.S.R.T.C., Chittoor Division, Chittoor, Chittoor District.
3.The Regional Manager, A.P.S.R.T.C., Tirupathi, Chittoor District.

4.Two C.D. copies.